

Gregg M. Galardi, Esq.  
 Ian S. Fredericks, Esq.  
 SKADDEN, ARPS, SLATE, MEAGHER &  
 FLOM, LLP  
 One Rodney Square  
 PO Box 636  
 Wilmington, Delaware 19899-0636  
 (302) 651-3000

Douglas M. Foley (VSB No. 34364)  
 Sarah B. Boehm (VSB No. 45201)  
 MCGUIREWOODS LLP  
 One James Center  
 901 E. Cary Street  
 Richmond, Virginia 23219  
 (804) 775-1000

- and -

Chris L. Dickerson, Esq.  
 SKADDEN, ARPS, SLATE, MEAGHER &  
 FLOM, LLP  
 155 North Wacker Drive  
 Chicago, Illinois 60606  
 (312) 407-0700

Counsel to the Debtors and  
 Debtors in Possession

IN THE UNITED STATES BANKRUPTCY COURT  
 FOR THE EASTERN DISTRICT OF VIRGINIA  
 RICHMOND DIVISION

- - - - - x  
 In re: : Chapter 11  
 :  
 CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)  
et al., :  
 :  
 Debtors. : Jointly Administered  
 - - - - - x

**SECOND SUPPLEMENTAL ORDER ON DEBTORS'  
 TWENTY-THIRD OMNIBUS OBJECTION TO CLAIMS  
 (MODIFICATION OF CERTAIN DUPLICATIVE 503(b)(9) CLAIMS)**

THIS MATTER having come before the Court on the  
 Debtors' Twenty-Third Omnibus Objection To Claims  
 (Modification of Certain Duplicative 503(b)(9) Claims) (the  
 "Objection"),<sup>1</sup> and it appearing that due and proper notice

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Objection.

and service of the Objection has been given in compliance with Fed. R. Bankr. P. 3007 and 7004 and LBR 3007-1 and was good and sufficient and that no other further notice or service of the Objection need be given; and the Court having entered the Order on Debtors' Twenty-Third Omnibus Objection to Claims (Modification of Certain Duplicative 503(b)(9) Claims) on August 13, 2009 (Docket No. 4465) (the "Initial Order"); and it further appearing that certain parties filed responses to the Objection (the "Responses"); and it appearing that certain Responses have been resolved; and it appearing that the relief requested on the Objection is in the best interest of the Debtors, their estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The claims identified on Exhibit A attached hereto and incorporated herein are modified as set forth on Exhibit A; provided, however, to the extent any claim (or a portion thereof) asserted under 11 U.S.C. § 503(b)(9) and listed on Exhibit A is disallowed, the claimant reserves the right to assert such portion as a secured and/or general unsecured

non-priority claim and all of the Debtors' rights with respect thereto are not waived and are expressly reserved.

2. The Debtors' rights to object to any claim, including (without limitation) the 503(b)(9) Claims and Duplicate Claims, on any grounds that the applicable law permits are not waived and are expressly reserved.

3. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order.

4. To the extent this Order conflicts with the Initial Order, this Order shall control.

5. The Debtors shall serve a copy of this Order on the claimant included on the exhibit to this Order on or before seven (7) days from the entry of this Order.

Dated: Richmond, Virginia

\_\_\_\_\_, 2010

\_\_\_\_\_  
HONORABLE KEVIN R. HUENNEKENS  
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

Gregg M. Galardi, Esq.  
Ian S. Fredericks, Esq.  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP  
One Rodney Square  
PO Box 636  
Wilmington, Delaware 19899-0636  
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- and -

Chris L. Dickerson, Esq.  
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP  
155 North Wacker Drive  
Chicago, Illinois 60606  
(312) 407-0700

- and -

/s/ Douglas M. Foley  
Douglas M. Foley (VSB No. 34364)  
Sarah B. Boehm (VSB No. 45201)  
MCGUIREWOODS LLP  
One James Center  
901 E. Cary Street  
Richmond, Virginia 23219  
(804) 775-1000

Counsel to the Debtors and Debtors in Possession

**CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Douglas M. Foley  
Douglas M. Foley

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In re: Circuit City Stores, Inc, et al.  
Case No. 08-35653 (KRH)

**Exhibit A - Partial Duplication**

**Debtors' Twenty-Third Objection to Claims  
Second Supplemental Order on (Modification of Certain  
Duplicates \$03(b)(9) Claims)-Ordered**

8012	1/29/2009	VONAGE MARKETING LLC	VONAGE MARKETING INC ATTN ANGELIQUE ELECTRA ESQ 23 MAIN ST HOLMDEL, NJ 07733	VONAGE MARKETING INC ATTN ANGELIQUE ELECTRA ESQ 23 MAIN ST HOLMDEL, NJ 07733	CIRCUIT CITY STORES, INC.	Secured	\$	555,979.26	\$	486,956.68
1066	12/19/2008	VONAGE MARKETING INC	SEE ABOVE	SEE ABOVE	CIRCUIT CITY STORES, INC.	503(b)(9) - Admin Priority	\$	69,022.58	\$	69,022.58